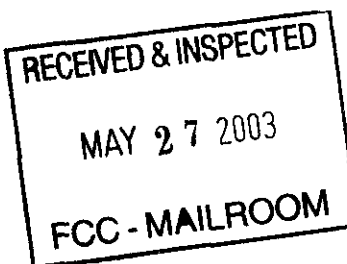


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Before the
Federal Communications Commission
Washington, DC 20554



In the Matter of)
)
Amendment of 73.202 (b))
Table of Allotments)
FM Broadcast Stations)
(Capitan, NM))

To: John Karousos
Allocations Branch
Mass Media Bureau

PETITION FOR RULEMAKING

Pursuant to 47 C.F.R. 1.401, Douglas Bennett respectfully petitions the Commission to institute a Rulemaking proceeding to amend the FM Table of Allotments to add Channel 250C1 at Capitan, New Mexico.

Petitioner respectfully submits that the public interest would be served by allocating Channel 250C1 at Capitan, New Mexico, as that community's first aural service.

<u>City</u>	<u>Present</u>	<u>Proposed</u>
Capitan, NM	--	250C1

The Village of Capitan is an incorporated community in Lincoln County, New Mexico. The community has a population of 1,443 individuals, as listed in the 2000 Census. Capitan has a mayor, Steven M. Sederwall, its own police department, public library, and Chamber of Commerce. Additionally, Capitan is the home of the U.S. Forest Service's mascot, *Smokey Bear*.

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Attached hereto is a channel study to demonstrate that Channel 250C1 can be added at Capitan, New Mexico consistent with the Commission's FM Separation Rules.

Reference coordinates are:

N 33° 32' 42.00"
W 105° 34' 17.00"

Should this petition be granted and Channel 250C1 be allotted to Capitan, New Mexico, the petitioner will apply for Channel 250C1. After authorization, the new facility will be promptly constructed.

The information provided in this Petition for Rulemaking is correct and true to the best of my knowledge.

Respectfully,

A handwritten signature in black ink, appearing to read 'Douglas Bennett', written over a horizontal line.

Douglas Bennett
13238 Regency Forest
San Antonio, Texas 78249
(210) 641-4637

Search of Channel 250C1 (97.9 MHz), at N. 33 32 42, W. 105 34 17

Searching Channel 250C1 (97.9 MHz):

CALL	CITY	ST	CH	CL	DIST	CLEARANCE
KLVO	BELEN	NM	249	C1	180	3
KLSK	LAS VEGAS	NM	251	C1	203	26
KBNA-FM	EL PASO	TX	248	C	212	107
KICA-FM	FARWELL	TX	252	C1	226	144
KKSS	SANTE FE	NM	247	C	262	157